### UNITED STATES DISTRICT COURT

#### NORTHERN DISTRICT OF ILLINOIS

#### **EASTERN DIVISION**

LAWRENCE E. JAFFE PENSION PLAN, On ) Behalf of Itself and All Others Similarly	Lead Case No. 02-C-5893 (Consolidated)
Situated,	
Plaintiff,	<u>CLASS ACTION</u>
vs.	Judge Ronald A. Guzman Magistrate Judge Nan R. Nolan
HOUSEHOLD INTERNATIONAL, INC., et ) al.,	
Defendants.	
)	

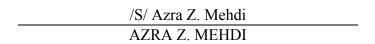
DECLARATION OF AZRA Z. MEHDI IN SUPPORT OF LEAD PLAINTIFFS'
RENEWED MOTION TO COMPEL THE HOUSEHOLD DEFENDANTS TO
PRODUCE ELECTRONIC EVIDENCE IN NATIVE ELECTRONIC FORMAT

- I, AZRA Z. MEHDI, declare as follows:
- 1. I am an attorney duly licensed to practice before all of the courts of the States of New York and California. I am a member with the law firm of Lerach Coughlin Stoia Geller Rudman & Robbins LLP, lead counsel of record for lead plaintiff and the Class in the above-entitled action. I am also admitted to the General Bar for the United States District Court for the Northern District of Illinois. I have personal knowledge of the matters stated herein and, if called upon, I could and would competently testify thereto.
  - 2. Attached are true and correct copies of the following exhibits:
  - Exhibit 1: Lead Plaintiffs' Motion to Compel the Household Defendants to Produce Electronic Evidence in Native Electronic Format, filed June 6, 2005;
  - Exhibit 2: Excerpts of August 24, 2005 Hearing Transcript;
  - Exhibit 3: Lead Plaintiffs' Reply in Support of Motion to Compel Household Defendants to Produce Electronic Evidence in Native Electronic Format, filed July 21, 2005;
  - Exhibit 4: December 30, 2004 letter from Azra Z. Mehdi to Landis Best;
  - Exhibit 5: January 11, 2005 letter from Landis C. Best to Azra Mehdi with initial protocol;
  - Exhibit 6: Excerpts of Plaintiffs' First Request for Production of Documents to Household Defendants, dated May 17, 2004 (definition of relevant period);
  - Exhibit 7: Excerpts of Plaintiffs' Second Request for Production of Documents to Household Defendants, dated April 8, 2005 (definition of relevant period);
  - Exhibit 8: January 13, 2005 letter from Azra Z. Mehdi to Landis Best;
  - Exhibit 9: September 29, 2005 letter from Joshua M. Newville to Azra Z. Mehdi regarding e-production;
  - Exhibit 10: October 3, 2005 letter from Azra Z. Mehdi to Judge Nan R. Nolan;
  - Exhibit 11: October 4, 2005 letter from Landis C. Best to Judge Nan R. Nolan; and
  - Exhibit 12: October 11, 2005 letter from Azra Z. Mehdi to Judge Nan R. Nolan.

3. On January 21, 2005, the parties had a telephonic meet and confer attended by Azra Mehdi, Monique Winkler, Luke Brooks and Sylvia Sum for lead plaintiff and the Class; and Landis Best, Craig Kesch, David Owen and Adam Deutsch for the Household defendants. During this meet and confer, Household counsel Craig Kesch informed plaintiffs that Household does not have the metadata for the Housemail emails because the Housemail emails are stored as text files. Mr. Kesch further confirmed that Household would produce the Housemail emails in text format.

4. On June 9, 2005, plaintiffs presented the Court with several motions to compel against the Household defendants. With respect to the Motion to Compel the Household Defendants to Produce Electronic Evidence in Native Electronic Format, counsel for defendants represented that the parties' differences on search terms and custodians were the only outstanding issues.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 11th day of October, 2005, at San Francisco, California.



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# DECLARATION OF SERVICE BY UPS OVERNIGHT AND BY EMAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States

and employed in the City and County of San Francisco, over the age of 18 years, and not a party to

or interested party in the within action; that declarant's business address is 100 Pine Street,

Suite 2600, San Francisco, California 94111.

2. That on October 11, 2005, declarant served by UPS Overnight (with exhibits) and by

email (without exhibits) the DECLARATION OF AZRA Z. MEHDI IN SUPPORT OF LEAD

PLAINTIFFS' RENEWED MOTION TO COMPEL THE HOUSEHOLD DEFENDANTS TO

PRODUCE ELECTRONIC EVIDENCE IN NATIVE ELECTRONIC FORMAT to the parties

listed on the attached Service List. The parties' email addresses are as follows:

TKavaler@cahill.com

PSloane@cahill.com

LBest@cahill.com

NEimer@EimerStahl.com

ADeutsch@EimerStahl.com

sparzen@mayerbrownrowe.com

mmiller@millerfaucher.com

lfanning@millerfaucher.com

I declare under penalty of perjury that the foregoing is true and correct. Executed this 11th

day of October, 2005, at San Francisco, California.

/S/ Monina O. Gamboa MONINA O. GAMBOA

#### HOUSEHOLD INTERNATIONAL (LEAD)

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#### **Counsel for Defendant(s)**

Thomas J. Kavaler
Peter Sloane
Landis Best
Cahill Gordon & Reindel LLP
80 Pine Street
New York, NY 10005-1702
212/701-3000
212/269-5420(Fax)

Stanley J. Parzen
Mayer, Brown, Rowe & Maw LLP
71 South Wacker Drive
Chicago, IL 60606
312/782-0600
312/701-7711 (Fax)

Nathan P. Eimer Adam B. Deutsch Eimer Stahl Klevorn & Solberg LLP 224 South Michigan Avenue, Suite 1100 Chicago, IL 60604 312/660-7600 312/692-1718 (Fax)

## Counsel for Plaintiff(s)

Lawrence G. Soicher Law Offices of Lawrence G. Soicher 305 Madison Avenue, 46th Floor New York, NY 10165 212/883-8000 212/697-0877 (Fax)

Patrick J. Coughlin Azra Z. Mehdi Monique C. Winkler Lerach Coughlin Stoia Geller Rudman & Robbins LLP 100 Pine Street, Suite 2600 San Francisco, CA 94111-5238 415/288-4545 415/288-4534 (Fax) William S. Lerach Lerach Coughlin Stoia Geller Rudman & Robbins LLP 655 West Broadway, Suite 1900 San Diego, CA 92101 619/231-1058 619/231-7423(Fax)

Marvin A. Miller Jennifer Winter Sprengel Lori A. Fanning Miller Faucher and Cafferty LLP 30 N. LaSalle Street, Suite 3200 Chicago, IL 60602 312/782-4880 312/782-4485 (Fax)

# HOUSEHOLD INTERNATIONAL (LEAD)

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David R. Scott Scott + Scott, LLC 108 Norwich Avenue Colchester, CT 06415 860/537-5537 860/537-4432(Fax)